

## RESOLUTION NO. A-\_\_\_\_\_

## SPECIAL PERMIT NO. 1841

1 WHEREAS, L.W. Hoffman, on behalf of Anderson Ford, has submitted an  
2 application designated as Special Permit No. 1841 for authority to display automobiles for  
3 sale in the front yard and rear yard and a waiver of the landscape requirements on  
4 property located at 29th and Cornhusker Highway, and legally described to wit:

5 Spilker's First Addition, Lot 1, except 89 square feet on the  
6 southwest corner for right-of-way, in Section 7, Township 10  
7 North, Range 7 East of the 6th P.M., Lincoln, Lancaster  
8 County, Nebraska;

9 WHEREAS, the real property adjacent to the area included within the site  
10 plan for this automobile display in the front and rear yards will not be adversely affected;  
11 and

12 WHEREAS, said site plan together with the terms and conditions hereinafter  
13 set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal  
14 Code to promote the public health, safety, and general welfare.

15 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of  
16 Lincoln, Nebraska:

17 That the application of L.W. Hoffman, on behalf of Anderson Ford,  
18 hereinafter referred to as "Permittee", to display automobiles for sale in the front yard and  
19 rear yard and a waiver of the landscape requirements, on the property legally described  
20 above, be and the same is hereby granted under the provisions of Section 27.63.240 of  
21 the Lincoln Municipal Code upon condition that operation of said automobile sales lot be

1 in strict compliance with said application, the site plan, and the following additional express  
2 terms, conditions, and requirements:

3 1. Vehicles stored for sale and resale in the rear yard must be stored on  
4 the existing pavement and said storage is limited to ten vehicles.

5 2. The hood or trunk or both shall not be left open on the stored vehicles  
6 for sale and resale except when the vehicle is inspected by a customer or being serviced.

7 3. If the use of the premises is changed from vehicle sales, this special  
8 permit shall not be considered an adjustment or waiver of the standards for a parking lot  
9 nor shall the area be considered a nonconforming parking lot.

10 4. Before storing vehicles for sale or resale the construction plans must  
11 conform to the approved plans.

12 5. All privately-owned improvements, including landscaping, shall be  
13 permanently maintained by the owner.

14 6. The site plan approved by this permit shall be the basis for all  
15 interpretations of setbacks, yards, locations of buildings, location of parking and circulation  
16 elements, and similar matters.

17 7. The terms, conditions, and requirements of this resolution shall be  
18 binding and obligatory upon the Permittee, his successors, and assigns. The building  
19 official shall report violations to the City Council which may revoke the special permit or  
20 take such other action as may be necessary to gain compliance.

21 8. The Permittee shall sign and return the City's letter of acceptance to  
22 the City Clerk within 30 days following approval of the special permit, provided, however,  
23 said 30-day period may be extended up to six months by administrative amendment. The

1 City Clerk shall file a copy of the resolution approving the special permit and the letter of  
2 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the  
3 Permittee.

4 9. The approval of this special permit voids and supersedes Special  
5 Permit 1734 to sell alcoholic beverages.

Introduced by:

---

Approved as to Form & Legality:

---

Chief Assistant City Attorney

Staff Review Completed:

---

Administrative Assistant